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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT TACOMA

7 JEREMY MEYERS,

8 Petitioner,

9 v.

10 STATE OF WASHINGTON,

11 Respondent.


Case No. C08-5773 FDB

ORDER ADOPTING REPORT  
AND RECOMMENDATION  
DENYING APPLICATION TO  
PROCEED *IN FORMA*  
*PAUPERIS*

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13 The Magistrate Judge recommends that this application to proceed *in forma pauperis* be denied.  
14 The Court, having reviewed the Report and Recommendation, Petitioner's application to proceed *in*  
15 *forma pauperis* and the remaining record, hereby finds and **ORDERS**:

- 16 (1) The Magistrate Judge's Report and Recommendation is approved and adopted;  
17 (2) Petitioner's application to proceed *in forma pauperis* is **DENIED**;  
18 (3) Petitioner shall pay the required filing fee [\$5.00] to the Clerk of the Court within thirty  
19 (30) days of the date of this Order and shall amend his Petition to correctly name his  
20 custodian, otherwise this action will be dismissed; and  
21 (4) The Clerk is directed to send copies of this Order to Petitioner and any other party that has  
22 appeared in this action.

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24 DATED this 12<sup>th</sup> day of March, 2009.

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FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE